

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION No 369 of 1997

WITH

CIVIL APPLICATION NO. 7641 OF 1997

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.PARIKH

=====

1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

UDABHAI MADHABHOY

Versus

MADHAVSINH JASWANTSINH RAOULJI

Appearance:

MR YS LAKHANI for Petitioner
UNSERVED AS EXPIRED for Respondent No. 1
MR MTM HAKIM for Respondent No. 2

CORAM : MR.JUSTICE M.S.PARIKH

Date of decision: 19/11/97

ORAL JUDGEMENT

Rule. Service of rule waived by Mr. MTM Hakim,
learned advocate appearing for the respondents.

2. The petitioner is permitted to amend the C.R.A.

by joining the heirs of deceased respondent no.1 and accordingly Civil Application No. 7641 of 1997 will stand disposed of by making rule absolute in that application.

3. In so far as the present C.R.A. is concerned after some amount of submissions, learned advocates have expressed consensus for passing following order :-

- (i) Both the parties will maintain status-quo till the suit is finally decided.
- (ii) The order of status-quo will not prejudice any criminal proceedings undertaken by any of the respondents and such proceedings will be decided in accordance with law without being influenced by this order.
- (iii) Regular Civil Suit No. 33 of 1995 pending in the court of Civil Judge (J.D.) Balasinor shall be expeditiously heard and decided preferably within a period of six months from the date of receipt of writ of this direction. Learned advocates appearing before this court will intimate their counter-part before the trial court to cooperate with the expeditious disposal of the suit.

Subject to aforesaid directions, rule is discharged. No order as to cost.

* * *

** pvr **